

Defendant: European Commission (represented by: V. Di Bucci and É. Gippini Fournier, acting as Agents)

Re:

Application to annul the Commission's decision of 13 August 2008 to close the procedure initiated under Article 21(4) of Council Regulation (EC) No 139/2004 on the control of concentrations between undertakings (OJ 2004 L 24, p. 1), in relation to a concentration transaction between the applicant and Autostrade SpA (Case COMP/M.4388 — Abertis/Autostrade)

Operative part of the order

1. *The action is dismissed as inadmissible.*
2. *Abertis Infraestructuras, SA is ordered to pay the costs.*

(¹) OJ C 167, 18.7.2009.

Order of the General Court of 26 May 2010 — Noko Ngele v Commission

(Case T-15/10 R)

(Application for interim measures — Formal requirements — Inadmissibility)

(2010/C 195/31)

Language of the case: French

Parties

Applicant: Mariyus Noko Ngele (Brussels, Belgium) (represented by: F. Sabakunzi, lawyer)

Defendant: European Commission (represented by: A. Bordes, acting as Agent)

Re:

Essentially, an application to have the activity of the 'Centre pour le développement de l'entreprise (CDE)' in Belgium declared illegitimate, to prevent the Commission and its agents from entering into financial relations with the CDE or from recognising the legitimacy of the CDE and to order the Commission to pay the applicant a sum of money if the Commission recognises the legitimacy of that body

Operative part of the order

1. *The application for interim relief is dismissed.*
2. *Costs are reserved.*

Action brought on 28 April 2010 — Hungary v Commission

(Case T-194/10)

(2010/C 195/32)

Language of the case: Hungarian

Parties

Applicant: Hungarian Republic (represented by: J. Fazekas, M. Fehér and K. Szijjártó, Agents)

Defendant: European Commission

Form of order sought

— Annulment of the registration by the Commission in the E-Bacchus database of the protected designation of origin 'Vinohradnícka oblasť Tokaj' in place of the previous Slovak protected designation of origin 'Tokajská vinohradnícka oblasť'.

— An order that the Commission pay the costs.

Pleas in law and main arguments

The applicant takes issue with the registration of the Slovak protected designation of origin 'Vinohradnícka oblasť Tokaj' in the electronic register of protected designations of origin and protected geographical indications for wine ('E-Bacchus register') made by the Commission pursuant to Council Regulation (EC) No 1234/2007. (¹)

By its first plea in law the applicant alleges that, by changing the registration the Commission has breached the relevant provisions of Regulation No 1234/2007 and of Regulation (EC) No 607/2009, (²) since the disputed amendment of the original entry in the E-Bacchus register grants automatic protection, pursuant to the new legislation, to a designation which cannot be considered to be an 'existing protected name' within the meaning of Article 118s of Regulation No 1234/2007.